

TWENTY-FIFTH DAY

(Wednesday, February 26, 1969)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President Pro Tempore.

The roll was called and the following Senators were present:

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	

Absent—Excused

Hall Word

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leaves of Absence

Senator Hall was granted leave of absence for today on account of important business on motion of Senator Strong.

Senator Word was granted leave of absence for today on account of important business on motion of Senator Strong.

Message From the House

Hall of the House of Representatives
Austin, Texas,
February 26, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. C. R. No. 22, Memorializing the death of Dr. Andrew Forest Muir.

H. B. No. 45, A bill to be entitled "An Act relating to the creation, establishment, maintenance, and operation of the Willacy County Drainage District No. 7 under the provisions of Article XVI, Section 59, of the Texas Constitution; providing the district shall bear the sole expense of the relocation of certain facilities made necessary by its exercise of the power of eminent domain; finding a benefit to all land and other property within the district; containing other provisions relating to the subject; and declaring an emergency."

H. B. No. 46, A bill to be entitled "An Act relating to the creation, establishment, maintenance, and operation of the Willacy County Drainage District No. 2 under the provisions of Article XVI, Section 59, of the Constitution of the State of Texas; and declaring an emergency."

H. B. No. 134, A bill to be entitled "An Act relating to certain requirements on members and duties of the board of directors of the Canadian River Municipal Water Authority; amending Section 4, Subsection (b), Section 5, and Section 11, Chapter 243, Acts of the 53rd Legislature, Regular Session, 1953 (Article 8280-154, Vernon's Texas Civil Statutes); providing severability; and declaring an emergency."

S. B. No. 96, A bill to be entitled "An Act amending Acts 1941, 47th Legislature, Chapter 121, as amended, to extend the Authority of the Board of Directors of the Texas A&M University System to issue Revenue Bonds for the purpose of extending and improving water and sewer facilities at campuses of the Institutions under its control; to clarify the terms of the Act; providing for severability and declaring an emergency."

S. B. No. 90, A bill to be entitled "An Act relating to the authority of the Texas Animal Health Commission to prescribe tick dipping materials and regulations for the use thereof; amending Section B, Chapter 53, Acts of the 41st Legislature, Regular Session, 1929 (Article 1525c, Vernon's Texas Penal Code); and declaring an emergency."

(With amendment.)

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Reports of Standing Committees

Senator Brooks submitted the following reports:

Austin, Texas,
February 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on State Departments and Institutions, to which was referred S. B. No. 261, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

BROOKS, Chairman.

Austin, Texas,
February 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on State Departments and Institutions, to which was referred S. B. No. 262, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BROOKS, Chairman.

Austin, Texas,
February 25, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on State Departments and Institutions, to which was referred S. B. No. 263, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BROOKS, Chairman.

Senator Cole submitted the following reports:

Austin, Texas,
February 26, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Youth Affairs, to which was referred S. B. No. 206, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

COLE, Chairman.

Austin, Texas,
February 26, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Youth Affairs, to which was referred S. B. No. 207, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

COLE, Chairman.

Senator Aikin submitted the following reports:

Austin, Texas,
February 26, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No. 63, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Austin, Texas,
February 26, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No. 101, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

AIKIN, Chairman

Austin, Texas,
February 26, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No. 41, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

AIKIN, Chairman

Austin, Texas,
February 26, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No. 106, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

AIKIN, Chairman

Austin, Texas,
February 26, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No 112, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

AIKIN, Chairman

Austin, Texas,
February 26, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No 140, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

AIKIN, Chairman

Austin, Texas,
February 26, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No 172, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

AIKIN, Chairman

Austin, Texas,
February 26, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No 199, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

AIKIN, Chairman

Austin, Texas,
February 26, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No 208, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

AIKIN, Chairman

Austin, Texas,
February 26, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No 230, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

AIKIN, Chairman

Senator Connally submitted the following reports:

Austin, Texas,
February 26, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District, and Urban Affairs, to which was referred S. B. No. 226, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

CONNALLY, Vice-Chairman

Austin, Texas,
February 26, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District, and Urban Affairs, to which was referred S. B. No. 290, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

CONNALLY, Vice-Chairman

Austin, Texas,
February 26, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District, and Urban Affairs, to which was referred S. B. No. 255, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

CONNALLY, Vice-Chairman

Austin, Texas,
February 26, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Coun-

ty, District, and Urban Affairs, to which was referred S. B. No. 201, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

CONNALLY, Vice-Chairman

Senator Herring submitted the following reports:

Austin, Texas,
February 26, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred S. B. No. 74, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the Committee Substitute adopted in lieu thereof do pass and be printed.

HERRING, Chairman

C. S. S. B. No. 74 was read the first time.

Austin, Texas,
February 26, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred S. B. No. 212, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HERRING, Chairman

Austin, Texas,
February 26, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred S. B. No. 104, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended, and be printed.

HERRING, Chairman

Austin, Texas,
February 26, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred S. B. No. 143, have had the same under

under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HERRING, Chairman

Austin, Texas,
February 26, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred S. B. No. 127, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended, and be printed.

HERRING, Chairman

Austin, Texas,
February 26, 1969.

Hon. Ben Barnes, President of the Senate

Sir: We, your Committee on Jurisprudence, to which was referred S. B. No. 85, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HERRING, Chairman

Austin, Texas,
February 26, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred S. B. No. 40, have had the same under consideration, and that I am instructed to report it back to the Senate with the recommendation that it do pass as amended, and be printed.

HERRING, Chairman

Senator Patman submitted the following report:

Austin, Texas,
February 26, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Agriculture and Livestock, to which was referred S. B. No. 229, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

PATMAN, Chairman

Senate Bill 140 Ordered Not Printed

On motion of Senator Moore and

by unanimous consent S. B. No. 140 was ordered not printed.

Senate Bill 290 Ordered Not Printed

On motion of Senator Herring and by unanimous consent S. B. No. 290 was ordered not printed.

Senate Bills and Resolution on First Reading

The following bills and resolution were introduced, read first time and referred to the Committee indicated:

By Senator Kennard:

S. B. No. 298, A bill to be entitled "An Act relating to the sale and lease back and renting or leasing and purchase of land, buildings, facilities or equipment for county purposes in certain counties; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Watson:

S. B. No. 299, A bill to be entitled "An Act validating all school districts, including all types of junior and regional college districts, together with the boundaries and names thereof; validating the creation, abolition, and conversion of all such school districts, and all changes in boundaries in all such school districts; validating the election of certain members to boards of trustees; validating the annexation of territory and the divorcement or separation from municipal control in all municipally controlled school districts; validating all bonds, bond taxes, maintenance taxes, and bond assumptions and the elections authorizing same, of and in all school districts, including all types of junior and regional college districts; providing this Act shall not be construed as validating any boundary change made or attempted to be made by any ex parte order, resolution, or other act of the board of trustees of any school district; providing that this Act shall have no application to litigation now pending questioning the validity of matters hereby validated, or to proceedings now pending before the County Boards of Trustees, State Commissioner of Education, or the State Board of Education, or to any district which has heretofore been declared invalid by certain courts, or

to districts which may have been established and later returned to original status, providing such litigation or proceedings are ultimately determined against the validity of matters hereby validated; providing a savings clause; and declaring an emergency."

To the Committee on Jurisprudence.

By Senator Strong:

S. B. No. 300, A bill to be entitled "An Act relating to the apportionment and number of trustees of certain junior college districts; amending Section 3, and repealing Subsection (2), Section 2, of Chapter 3, Acts of the 59th Legislature, Regular Session, 1965 (Article 2815n-1, Vernon's Texas Civil Statutes); repealing Senate Bill No. 67, Acts of the 61st Legislature, Regular Session, 1969, and declaring an emergency."

To the Committee on Privileges and Elections.

By Senator Strong:

S. B. No. 301, A bill to be entitled "An Act to provide for appointment of a guardian ad litem to represent the interests of minors and incompetents in contested child custody causes; providing for a waiting period before trial can be held; providing for payment of expenses; and declaring an emergency."

To the Committee on Jurisprudence.

By Senator Blanchard:

S. B. No. 302, A bill to be entitled "An Act relating to the acquisition, disposition, creation, or alteration of certain documents and instruments used or conferred by institutions of education; providing for a penalty; and declaring an emergency."

To the Committee on Jurisprudence.

By Senator Hightower:

S. B. No. 303, A bill to be entitled "An Act amending Section 3 of Chapter 221, Acts of the 43rd Legislature, Regular Session, 1933, relating to control of funds (including trust funds) by governing boards of State institutions of higher learning; and declaring an emergency."

To the Committee on Education.

By Senators McKool, Maury,

Brooks, Bernal, Berry, Jordan, Kennard, Hall, Harris and Cole:

S. B. No. 304, A bill to be entitled "An Act relating to senatorial district chairmen, senatorial district executive committees, and senatorial district conventions in counties containing all or part of three or more senatorial districts; amending the Texas Election Code as follows: adding Section 196a-1; amending Subsection (b) Section 187, as amended (Article 13.09, Vernon's Texas Election Code); amending Section 196, as amended (Article 13.18); amending Section 196b, as amended (Article 13.18b); amending Subsections (b), (c), (d), and (e), Section 212, as amended (Article 13.34); and amending Section 220a, as amended (Article 13.43a); and declaring an emergency."

To the Committee on Privileges and Elections.

By Senators Brooks, Cole, Grover and Jordan:

S. B. No. 305, A bill to be entitled "An Act creating the Texas Toll Bridge Authority and prescribing its membership, organization, procedures, powers, and duties; authorizing any political subdivision or public agency of the State to convey to the Authority under certain conditions and without certain limitations any interest in land which may be necessary or appropriate to the purposes of the Authority; providing for financing of toll bridge projects; authorizing a certain toll bridge project; providing for incorporation of toll bridge projects into the State Highway System; making other provisions related to the subject of this legislation; prescribing certain penalties; and declaring an emergency."

To the Committee on State Departments and Institutions.

By Senator Snelson:

S. B. No. 306, A bill to be entitled "An Act relating to the compensation of assistants, investigators and stenographers of the District Attorney for the 51st and 119th Judicial Districts, composed of the counties of Tom Green, Irion, Schleicher, Coke and Sterling; amending Sections 4 and 5 of Chapter 352, Acts of the 52nd Legislature, Regular Session, 1951 (Article 326k-18 Vernon's Texas

Civil Statutes); and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senators Brooks, Jordan and Kennard:

S. B. No. 307, A bill to be entitled "An Act creating a temporary state agency to be known as the Governor's Committee on Human Relations, and defining its membership and duration; defining its purpose, duties, and powers, and its relationship with other agencies and officers of the State; providing for payment of travel expenses of members; providing for an administrative staff and for payment of the operating expenses of the Committee and its staff; authorizing the Committee to accept gifts and grants of money and to expend funds so received; making other provisions relative to the organization and functioning of the Committee; and declaring an imperative public necessity for suspension of the Constitutional Rule on the reading of bills."

To the Committee on State Affairs.

By Senators Hightower, McKool, Snelson, Schwartz, Harrington, Herring, Bates, Bridges, Brooks, Bernal, Connally, Blanchard, Christie, Cole, Wilson, Hazlewood and Mauzy:

S. J. R. No. 21, Proposing a constitutional amendment creating a commission to determine salaries for members of the legislature, the Speaker of the House of Representatives, and the Lieutenant Governor.

To the Committee on Constitutional Amendments.

House Bills on First Reading

The following bills received from the House, were read the first time and referred to the Committee indicated:

H. B. No. 10, To Committee on County, District and Urban Affairs.

H. B. No. 18, To Committee on County, District and Urban Affairs.

H. B. No. 39, To Committee on County, District and Urban Affairs.

H. B. No. 284, To Committee on County, District and Urban Affairs.

H. B. No. 45, To Committee on County, District and Urban Affairs.

H. B. No. 46, To Committee on County, District and Urban Affairs.

H. B. No. 134, To Committee on County, District and Urban Affairs.

Report of Standing Committee

Senator Strong, by unanimous consent, submitted the following report:

Austin, Texas,
February 26, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Privileges and Elections to which was referred S. B. No. 300, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

STRONG, Chairman
KENNARD
MAUZY
MOORE
CREIGHTON
CONNALLY

House Concurrent Resolution 39 on Second Reading

On motion of Senator Hightower and by unanimous consent, the regular order of business was suspended to take up for consideration at this time the following resolution:

H. C. R. No. 39—Extending congratulations to Mrs. Welma Morphew Aikin on her service as President of the Texas Garden Clubs, Inc. and her many other accomplishments.

The resolution was read.

On motion of Senator Hightower, and by unanimous consent, the resolution was considered immediately and was adopted.

The President Pro Tempore appointed Senators Hightower, Herring and Christie to escort Mrs. Welma Aikin to the President's Rostrum.

President Pro Tempore Kennard presented Mrs. Aikin to the Members of the Senate.

Mrs. Aikin addressed the Senate, thanking them for the honor bestowed upon her and stating that "I am completely overwhelmed" by this resolution by the Members of the House from the Senator's Senatorial District. She further stated what she had ac-

complished was with the help of many people and understanding and encouragement of a long-suffering Garden Club husband and son.

House Concurrent Resolution 42 on Second Reading

On motion of Senator Bridges, the regular order of business was suspended to take up for consideration at this time the following resolution:

H. C. R. No. 42—Extending welcome and congratulations to delegation of Peruvian exchange students.

The resolution was read.

On motion of Senator Bridges, and by unanimous consent, the resolution was considered immediately and was adopted.

By unanimous consent, Senator Bridges introduced the distinguished guests to the Members of the Senate.

House Concurrent Resolution 41 on Second Reading

On motion of Senator Hightower, the regular order of business was suspended to take up for consideration at this time the following resolution:

H. C. R. No. 41—Inviting the Honorable Crawford C. Martin, Attorney General of Texas, to address a Joint Session at 11:00 o'clock a.m., Monday, March 3, 1969.

The resolution was read.

On motion of Senator Hightower, and by unanimous consent, the resolution was considered immediately and was adopted.

Message From the House

Hall of the House of Representatives,
Austin, Texas,
February 26, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 102, A bill to be entitled "An Act relating to nonelective state officers holding other nonelective offices or positions of honor, trust or profit; and declaring an emergency."

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Message From the Governor

The following message received from the Governor was read and was referred to the Committee on Nominations:

Austin, Texas,
February 26, 1969.

To the Senate of the Sixty-first Legislature:

I ask the advice, consent, and confirmation of the Senate with respect to the following appointment:

To be a Member of the State Highway Commission: For a six-year term to expire February 15, 1975: DeWitt C. Greer of Austin, Travis County, to replace Jack H. Kultgen of Waco, McLennan County.

Respectfully submitted,
PRESTON SMITH,
Governor of Texas.

Senate Bill 300 Ordered Not Printed

On motion of Senator Strong and by unanimous consent S. B. No. 300 was ordered not printed.

Leave of Absence

By unanimous consent, Senator Creighton was granted leave of absence for the remainder of today on account of important business on motion of Senator Harris.

House Bill 54 on Second Reading

Senator Bates moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 54 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Grover	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Wilson

Absent—Excused

Creighton Word
Hall

The President Pro Tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 54, A bill to be entitled "An Act relating to the creation and administration of The Fleet Admiral Chester W. Nimitz Memorial Naval Museum and Commission; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 54 on Third Reading

Senator Bates moved that Senate Rule 30 and the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 54 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Grover	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Wilson

Absent—Excused

Creighton Word
Hall

The President Pro Tempore then laid the bill before the Senate on its third and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Christie
Bates	Cole
Bernal	Connally
Berry	Grover
Blanchard	Harrington
Bridges	Harris
Brooks	Hazlewood

Herring	Patman
Hightower	Ratliff
Jordan	Schwartz
Kennard	Snelson
Mauzy	Strong
McKool	Watson
Moore	Wilson

Absent—Excused

Creighton	Word
Hall	

Co-Author of Senate Bill 94

On motion of Senator Hazlewood and by unanimous consent he will be shown as Co-author of S. B. No. 94.

Senate Bill 94 on Second Reading

Senator Wilson moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 94 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Grover	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Wilson

Absent—Excused

Creighton	Word
Hall	

The President Pro Tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 94, A bill to be entitled "An Act relating to the purchase of certain firearms and accessories by residents of Texas in states contiguous to Texas; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 94 on Third Reading

Senator Wilson moved that Senate

Rule 30 and the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 94 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Grover	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Wilson

Absent—Excused

Creighton	Word
Hall	

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Vote on Final Passage of Senate Bill 94 Reconsidered

On motion of Senator Wilson, and by unanimous consent, the vote by which S. B. No. 94 was finally passed was reconsidered.

Question—Shall S. B. No. 94 be finally passed?

The bill (S. B. No. 94) was again passed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Grover	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Wilson

Absent—Excused

Creighton Word
Hall

Senate Bill 30 on Second Reading

Senator Bates moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 30 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Grover	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Wilson

Absent—Excused

Creighton Word
Hall

The President Pro Tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 30, A bill to be entitled "An Act relating to the creation, administration, powers, duties and financing of Cameron County Hospital District of Cameron County, Texas, by authority of Section 9, and in conformity with Section 13, both of Article IX, Constitution of the State of Texas; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 30 on Third Reading

Senator Bates moved that Senate Rule 30 and the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 30 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Grover	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Wilson

Absent—Excused

Creighton Word
Hall

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Grover	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Wilson

Absent—Excused

Creighton Word
Hall

Senate Bill 90 with House Amendment

Senator Connally called S. B. No. 90 from the President's table for consideration of the House amendment to the bill.

The President Pro Tempore laid the bill and the following House amendment before the Senate:

Committee Amendment 1
to S. B. 90

Amend caption to S. B. No. 90 to hereinafter read as follows: "An Act relating to the authority of the Ani-

mal Health Commission to prescribe tick dipping materials and regulations for the use thereof; amending Section 8, Chapter 53, Acts of the 41st Legislature, First Called Session, 1929 (Article 1525c, Vernon's Texas Penal Code); and declaring an emergency."

The House amendment was read.

Senator Connally moved that the Senate concur in the House amendment.

The motion prevailed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Grover	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Wilson

Absent—Excused

Creighton	Word
Hall	

Senate Bill 140 on Second Reading

Senator Moore moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 140 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Grover	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Wilson

Absent—Excused

Creighton	Word
Hall	

The President Pro Tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 140, A bill to be entitled "An Act relating to issuance of time warrants by certain independent school districts; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 140 on Third Reading

Senator Moore moved that Senate Rule 30 and the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 140 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Grover	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Wilson

Absent—Excused

Creighton	Word
Hall	

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Grover
Bates	Harrington
Bernal	Harris
Berry	Hazlewood
Blanchard	Herring
Bridges	Hightower
Brooks	Jordan
Christie	Kennard
Cole	Mauzy
Connally	McKool

Moore	Snelson
Patman	Strong
Ratliff	Watson
Schwartz	Wilson

Absent—Excused

Creighton	Word
Hall	

Senate Bill 300 on Second Reading

Senator Strong moved that Senate Rules 13, 30, 110 and 36 of the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 300 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Grover	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Wilson

Absent—Excused

Creighton	Word
Hall	

The President Pro Tempore then laid before the Senate on its second reading and passage to engrossment the following bill:

S. B. No. 300, A bill to be entitled "An Act relating to the apportionment and number of trustees of certain junior college districts; amending Section 3, and repealing Subsection (2), Section 2, of Chapter 3, Acts of the 59th Legislature, Regular Session, 1965 (Article 2815n-1, Vernon's Texas Civil Statutes); repealing Senate Bill No. 67, Acts of the 61st Legislature, Regular Session, 1969, and declaring an emergency.

The bill was read the second time and was passed to engrossment.

Senate Bill 300 on Third Reading

The Constitutional Rule requiring

bills to read on three several days having been suspended the President Pro Tempore laid S. B. No. 300 before the Senate on its third reading and final passage.

The bill was read the third time and was passed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Grover	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Wilson

Absent—Excused

Creighton	Word
Hall	

Senate Bill 11 on Second Reading

Senator Hightower moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 11 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Grover	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Wilson

Absent—Excused

Creighton	Word
Hall	

The President Pro Tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 11, A bill to be entitled "An Act relating to the use of tires with protuberances on public highways; amending Subsection (c), Section 135, Chapter 421, Acts of the 50th Legislature, Regular Session, 1947 (Article 6701d, Vernon's Texas Civil Statutes); and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 11 on Third Reading

Senator Hightower moved that Senate Rule 30 and the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 11 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Grover	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Wilson

Absent—Excused

Creighton Word
Hall

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Harrington
Bates	Harris
Bernal	Hazlewood
Berry	Herring
Blanchard	Hightower
Bridges	Jordan
Brooks	Kennard
Christie	Mauzy
Cole	McKool
Connally	Moore
Grover	Patman

Ratliff	Strong
Schwartz	Watson
Snelson	Wilson

Absent—Excused

Creighton Word
Hall

Senate Bill 188 on Second Reading

Senator Watson moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 118 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Grover	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Wilson

Absent—Excused

Creighton Word
Hall

The President Pro Tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 188, A bill to be entitled "An Act amending Section 3, Chapter 53, Acts of the 50th Legislature, 1947, as amended, relating to the Limestone County Road law; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 188 on Third Reading

Senator Watson moved that Senate Rule 30 and the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 188 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Grover	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Wilson

Absent—Excused

Creighton	Word
Hall	

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Grover	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Wilson

Absent—Excused

Creighton	Word
Hall	

Motion to Place
Senate Bill 92 on Second Reading

Senator Herring moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the Senate Constitution be suspended and that S. B. No. 92 be taken up for consideration at this time.

The motion was lost by the following vote (not receiving four-fifths vote of the Members of the Senate):

Yeas—20

Aikin	Bates
-------	-------

Berry	Herring
Bridges	Hightower
Brooks	Jordan
Christie	Moore
Cole	Ratliff
Connally	Snelson
Grover	Strong
Harris	Watson
Hazlewood	Wilson

Nays—8

Bernal	Mauzy
Blanchard	McKool
Harrington	Patman
Kennard	Schwartz

Absent—Excused

Creighton	Word
Hall	

Senate Bill 239 on Second Reading

Senator Cole moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 239 be taken up for consideration at at this time.

The motion prevailed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Grover	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Wilson

Absent—Excused

Creighton	Word
Hall	

The President Pro Tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 239, A bill to be entitled "An Act authorizing the Board of Regents of The University of Texas System to acquire by gift certain property in Harris County, Texas; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 239 on Third Reading

Senator Cole moved that Senate Rule 30 and the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 239 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Grover	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Wilson

Absent—Excused

Creighton	Word
Hall	

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Grover	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Wilson

Absent—Excused

Creighton	Word
Hall	

Welcome and Congratulatory Resolutions

S. R. No. 215—By Senator Brooks: Extending congratulations to Mr. and

Mrs. M. M. (Mac) McNulty, Sr. on the occasion of their Fiftieth Wedding Anniversary.

S. R. No. 216—By Senator Watson: Extending welcome and privileges of the floor for the day to Hop Marshall.

S. R. No. 217—By Senator Snelson: Extending welcome to Mrs. Betty Dudley of Odessa.

Adjournment

On motion of Senator Aikin the Senate at 12:04 o'clock p.m. adjourned until 11:00 o'clock a.m. tomorrow.

TWENTY-SIXTH DAY

(Thursday, February 27, 1969)

The Senate met at 11:00 o'clock a.m., pursuant to adjournment, and was called to order by the President Pro Tempore.

The roll was called and the following Senators were present:

Aikin	Herring
Bates	Hightower
Bernal	Kennard
Berry	Mauzy
Blanchard	McKool
Brooks	Moore
Christie	Patman
Grover	Snelson
Hall	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

Absent—Excused

Bridges	Jordan
Cole	Ratliff
Connally	Schwartz
Creighton	

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leaves of Absence

Senator Schwartz was granted leave of absence for today on account of important business on motion of Senator Mauzy.